



September 19, 2006

Federal Communications Commission  
445 12<sup>th</sup> Street, S.W.  
Washington, DC 20054

**In Re**

**DA-06-1802, released 9/12/06, Memorandum Opinion and Order In the Matter of Anglers for Christ Ministries, Inc, CGB-CC-0005, and New Beginning Ministries, CGB-CC-0007, Video Programming Accessibility Petitions for Exemption from Closed Captioning Requirements**

**FCC Docket 05-231 in regard to closed captioning**

Dear Commission:

I am filing this ex parte notice in response to a request from FCC staff person Ms. Dana Shaffer, at Tel 202-418-9832, who responded to a phone message I left for the Chairman on September 14, 2006 in regard to the matter cited above.

When DA 06-1802 was released it was clear that many members of our community, including persons with hearing disabilities and elderly persons with hearing limitations, had grave concerns about the impact of this Order. In the phone call to the Chairman's office, I left a brief message summarizing that there are concerns about this Order in regard to how regulations are being interpreted for petitions for exemption from closed captioning.

Furthermore, I stated we believed this Memorandum Opinion and Order should be reviewed since the analysis appeared to be a new way to determine exemptions and seems not to reflect the statutory requirements for what is an undue burden in providing closed captioning.

This is essentially the sum of my phone message on September 14, 2006.

Sincerely,

Jenifer Simpson  
Senior Director, Telecommunications and Technology Policy

